

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE, NORTH CAROLINA

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The telephone number for the United States Bankruptcy Court is (704) 350-7500

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In response to COVID-19, hearings scheduled before Judge J. Craig Whitley for November 9 - 13, 2020 will be held telephonically or virtually via ZoomGov. Below is the weekly calendar of hearings. Please see the daily calendars for the dial-in information for telephonic hearings, and the point of contact for the needed link, codes and dial-in information for virtual hearings.

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***PLEASE SCROLL DOWN TO VIEW THE COURT CALENDARS  
FOR THE WEEK OF JUNE 9 - 13, 2020***

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11/09/2020

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UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

MONDAY, NOVEMBER 9, 2020

9:30 a.m. ( Telephonic hearing)

|    |     |  |                              |  |
|----|-----|--|------------------------------|--|
| 1) | Adv | Lynn K. Hock<br>v.<br>Department of<br>Education | 19-3016<br>Ch. 7<br>18-31795 | 2nd continued Pretrial Conference (17) |
|----|-----|--|------------------------------|--|

LAYTON  
JOHNSON

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|    |   |                                    |          |  |
|----|---|------------------------------------|----------|--|
| 2) | 7 | Grimm Real Estate<br>Holdings, LLC | 19-31608 | Hearing on Trustee's Application for<br>Approval of Administrative Expense<br>for Utilities (31) |
|----|---|------------------------------------|----------|--|

LANIK  
WRIGHT, TR.

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|    |   |                  |          |  |
|----|---|------------------|----------|--|
| 3) | 7 | Sally Okoniewski | 20-30510 | Hearing on Debtor's Motion for<br>Sanctions for Repeated Violations of<br>the Automatic Stay and Discharge<br>Injunction by TD Bank, N.A. (22) |
|----|---|------------------|----------|--|

SHEEK  
CULP, TR.

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**CONTINUED TO 11/23**

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|----|---|---|----------|---|
| 4) | 7 | Ronald H. Peeler<br>Paige A. Peeler       | 20-30614 | Hearing on Trustee's Motion to Approve Settlement (37)  |
|    |   | CARTER<br>HAYES, TR.                      |          |   |
|    |   | -----                                     |          |   |
| 5) | 7 | Anthony M. Bruer                          | 20-30694 | Hearing on Trustee's Objection to Claim of Charlotte-Mecklenburg Hospital Authority (18)  |
|    |   | DALRYMPLE<br>HAYES, TR.                   |          |   |
|    |   | -----                                     |          |   |
| 6) | 7 | Perfect Fit Industries,<br>LLC            | 20-30706 | Continued hearing on Trustee's Objection to Claim and Motion to Determine Claim of Serta, Inc. (38)                                     |
|    |   | GORMAN/GRIER<br>TAYLOR, TR.<br>CORDES     |          |   |
|    |   | -----                                     |          |   |
| 7) | 7 | Richard W. Garrison<br>Angela S. Garrison | 20-30067 | 2nd continued hearing on Debtors' Motion to Amend Exemption Elections and Schedules (58); Trustee's Objection (60)                      |
|    |   | CORDES<br>CULP, TR. / ESSER               |          |   |
|    |   | -----                                     |          |   |
| 8) | 7 | George C. Combis                          | 20-30264 | Continued court ordered status hearing (48/46)  |
|    |   |   |          | 2nd continued hearing on Motion by Petitioning Creditors for Scheduling Order Related to Motion for Damages Filed by George Combis (50) |
|    |   | CORDES<br>COX                             |          |   |
|    |   | -----                                     |          |   |

|     |   |                                 |          |   |
|-----|---|---------------------------------|----------|---|
| 9)  | 7 | Jermie L. Warner                | 20-30784 | Hearing on Reaffirmation Agreement between Debtor and Nissan Motor Acceptance Corporation (11)  |
|     |   | CROW                            |          |   |
|     |   | -----                           |          |   |
| 10) | 7 | Johnie H. Alsbrooks             | 20-30787 | Hearing on Reaffirmation Agreement between Debtor and Lendmark Financial Services, LLC (10)   |
|     |   | UMBERGER<br>MITCHELL, TR.       |          |   |
|     |   | -----                           |          |   |
| 11) | 7 | Koy Lynn Chiu                   | 20-30921 | Court Order for Debtor to Appear and Show Cause for Dismissal of Case (6/1)   |
|     |   | PRO SE<br>WRIGHT, TR.           |          |   |
|     |   | -----                           |          |   |
| 12) | 7 | Michael Cramer<br>Stacy Cramer  | 20-30590 | Hearing on Debtor's Motion to Amend Schedule C Exemptions (19); Trustee's Objection (22)  |
|     |   | PENNEBAKER<br>CULP, TR.         |          |   |
|     |   | -----                           |          |   |
| 13) | 7 | Caroline P. Harris              | 20-30837 | Hearing on Trustee's Motion for Authority to Sell Property of the Estate Free and Clear of Liens and to Approve Carve-Out Settlement for the Benefit of the Bankruptcy Estate (18); Response of First Horizon Bank (26) |
|     |   | PLANER<br>WRIGHT, TR.<br>VINING |          |   |

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11:00 a.m. (Telephonic hearing)

14) Adv Shaf International, Inc. 19-03067  
v. Ch. 7  
Jaffer Sait Mohammed 19-30646

5th continued hearing on Defendant's  
Amended Motion to Dismiss (13/10)

2nd continued status hearing  
regarding Order Granting Leave to File  
Second Amended Complaint (27)

WELLS / UMBERGER  
J. TAYLOR

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11/10/2020

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UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

TUESDAY, NOVEMBER 10, 2020

9:30 a.m. (Telephonic Hearings)

- 1) 11 Avivar Hospitality, LLC 20-30789 Hearing on Motion of Live Oak  
Banking Company to Determine  
Secured Status in Deposit Accounts  
(60); Debtor's Response (85)

WRIGHT  
PETTIT

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- 2) 11 Redf Marketing, LLC 12-32462 Hearing on Liquidating Agent's  
Motion to Approve Settlement (660)

HOUSTON / WRIGHT  
ABEL

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- 3) Adv The Finley Group 17-3063 Hearing on Liquidating Agent's  
v. Ch. 11 Motion to Approve Settlement (130)  
Daniel J. Roselli and 12-32462  
Sara G. Roselli

HOUSTON / BROWN  
PEARCE

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4) 11 Frog Pond Grading 19-31725 Confirmation hearing (124 / 119);  
& Paving, Inc. Limited Objection of Deere &  
Company (133)

HAYES  
WOLFF

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5) 11 C.B. Honeycutt Grading, 20-30658 Confirmation hearing (145 / 144)  
Inc. Limited Objection of Caterpillar  
Financial Services Corporation (167);  
Objection of First Bank (178);  
Objection of FCCI Insurance Company  
(180); Objection of Ferguson  
Enterprises, LLC (192); Objection of  
Ally Bank (194); Limited Objection of  
People's United Equipment Finance  
Corp. (201)

DIMATTEO / WOODMAN  
BROWN, TR.  
HARDEN  
EDWARDS  
BRUCKMANN  
SAINTSING  
KEENAN  
WHELEHAN

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11/13/2020

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UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
SHELBY DIVISION  
THE HONORABLE J. CRAIG WHITLEY, PRESIDING

FRIDAY, NOVEMBER 13, 2020

9:30 a.m. (Telephonic hearings)

- |    |    |                                   |          |   |
|----|----|-----------------------------------|----------|---|
| 1) | 13 | Donald W. Price                   | 14-40183 | Hearing on Debtor's Motion for<br>Reconsideration of Claim of Mortgage<br>Servicer and for Contempt of the<br>Discharge Order and Order Deeming<br>Mortgage Loan Current (82) |
|    |    | O.M. GARDNER                      |          |   |
|    |    | -----                             |          |   |
| 2) | 13 | Joshua A. Sapp<br>Jessica A. Sapp | 17-40149 | Hearing on Motion to Withdraw From<br>Any Further Representation of Debtors<br>(39)   |
|    |    | CARTER                            |          |   |
|    |    | -----                             |          |   |
| 3) | 13 | Angela S. McClain                 | 17-40285 | Hearing on Trustee's Motion to Dismiss<br>Case (43)   |
|    |    | LEZMAN                            |          |   |
|    |    | -----                             |          |   |
| 4) | 13 | Amy M. McSwain                    | 17-40420 | Hearing on Trustee's Motion to Dismiss<br>Case (55)   |
|    |    | SIGMON                            |          |   |
|    |    | -----                             |          |   |
| 5) | 13 | Wanda K. Hilton                   | 19-40056 | Hearing on Trustee's Motion to Dismiss<br>Case (36)   |
|    |    | HAY                               |          |   |
|    |    | -----                             |          |   |



|     |    |  |          |   |
|-----|----|--|----------|---|
| 6)  | 13 | James M. Groff<br>GROFF<br>-----                         | 19-40232 | Hearing on Trustee's Motion to Dismiss Case (42)  |
| 7)  | 13 | Leslie B. Childers<br>WOOD<br>-----                      | 19-40260 | Hearing on Trustee's Motion to Dismiss Case (36)  |
| 8)  | 13 | Timothy B. Holman<br>Olga D. Holman<br>CUMMINGS<br>----- | 20-40029 | Continued for status hearing regarding Order Granting Debtors' Motion for Plan Payment Reduction (34)                               |
| 9)  | 13 | Impeng Malaythong<br>Daramy Malaythong<br>MCKEE<br>----- | 15-40319 | Continued hearing on Trustee's Motion to Deem Mortgage Loan Account Current (65); Response of Quicken Loans, LLC (filed 10/12/2020) |
| 10) | 13 | Theresa W. Utt<br>MCKEE<br>-----                         | 19-40468 | Hearing on Trustee's Motion to Dismiss Case (27)  |
| 11) | 13 | Norma E. Lamb<br>LEONARD<br>-----                        | 18-40186 | Hearing on Trustee's Motion to Dismiss Case (46)  |
| 12) | 13 | Kathryn R. Smith<br>LUTZ<br>-----                        | 19-40156 | 2nd continued hearing on Trustee's Motion to Dismiss Case (17)  |

|     |    |   |          |  |
|-----|----|---|----------|--|
| 13) | 13 | Bernice F. Smith<br>LUTZ<br>-----                   | 20-40032 | Hearing on Debtor's Motion to Modify<br>Plan (22); Trustee's Response (24)   |
| 14) | 13 | Timothy E. Cain<br>PLANER<br>-----                  | 15-40404 | Hearing on Trustee's Motion to Dismiss<br>Case (28)  |
| 15) | 13 | Terry B. Goode<br>PLANER<br>-----                   | 18-40333 | Hearing on Trustee's Motion to Dismiss<br>Case (35)  |
| 16) | 13 | David M. Evans<br>Donna H. Evans<br>PLANER<br>----- | 20-40124 | Hearing on Trustee's Objection to<br>Confirmation of Plan; Motion to Dismiss<br>(26); Plan (22/20/9)   |
| 17) | 13 | Larry D. Smith, Jr.<br><br>PLANER<br>-----          | 20-40160 | Hearing on Trustee's Motion to Dismiss<br>Case (23)<br><br>Hearing on Motion to Withdraw From<br>Representation (32)                             |
| 18) | 13 | Jennifer M. Walls<br><br>W.S. GARDNER<br>-----      | 15-40422 | Hearing on Debtor's Motion for Entry of<br>Discharge and Certifications Regarding<br>Plan Completion and Domestic Support<br>Obligations (43/39) |

|     |    |                                     |          |  |
|-----|----|-------------------------------------|----------|--|
| 19) | 13 | Vicente Garcia                      | 16-40401 | Hearing on Debtor's Motion for Sanctions [against Ditech/Shellpoint]to Compel Accounting and to Provide Accurate Payoff (76) |
|     |    |                                     |          | Hearing on Debtor's Motion to Allow for Sale of Real Estate in a Reopened Completed Case (79/82)                             |
|     |    | W.S. GARDNER                        |          |  |
|     |    | -----                               |          |  |
| 20) | 13 | Renee Lynch                         | 16-40444 | 2nd continued hearing on Trustee's Motion to Dismiss Case (41)   |
|     |    | W. S. GARDNER                       |          |  |
|     |    | -----                               |          |  |
| 21) | 13 | Coy B. Duncan<br>Teresa R. Duncan   | 17-40065 | 2nd continued hearing on Trustee's Motion to Dismiss Case (32)   |
|     |    | W.S. GARDNER                        |          |  |
|     |    | -----                               |          |  |
| 22) | 13 | Sadie J. Pryor                      | 19-40198 | Continued hearing on Trustee's Motion for Review, Motion to Dismiss Case or, in the Alternative, Motion to Modify Plan (42)  |
|     |    | W. S. GARDNER                       |          |  |
|     |    | -----                               |          |  |
| 23) | 13 | Raul J. Salinas<br>Diana R. Salinas | 16-40163 | Hearing on Trustee's Motion to Dismiss Case (44)   |
|     |    | FARMER                              |          |  |
|     |    | -----                               |          |  |
| 24) | 13 | James J. Twitty<br>Faith A. Twitty  | 16-40515 | Hearing on Debtors' Motion to Approve Settlement (67)  |
|     |    | FARMER                              |          |  |
|     |    | -----                               |          |  |

|     |    |   |          |   |
|-----|----|---|----------|---|
| 25) | 13 | Eric D. Holland                               | 19-40069 | 2nd continued hearing on Trustee's Motion to Dismiss Case (30)                          |
|     |    | FARMER  |          |   |
|     |    | -----   |          |   |
| 26) | 13 | Deborah K. Hackworth                          | 19-40088 | 2nd continued hearing on Trustee's Motion to Dismiss Case (31)                          |
|     |    |   |          | Hearing on Debtor's Motion to Modify Plan and for Authorization to Modify Mortgage (34) |
|     |    | FARMER  |          |   |
|     |    | -----   |          |   |
| 27) | 13 | Johnny E. Rhodes, III                         | 19-40108 | Continued hearing on Trustee's Motion to Dismiss Case (42)                              |
|     |    | FARMER  |          |   |
|     |    | -----   |          |   |
| 28) | 13 | Thomas E. Benton, II                          | 19-40214 | 2nd continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (35)        |
|     |    | FARMER  |          |   |
|     |    | -----   |          |   |
| 29) | 13 | Paul D. Anderson, Jr.<br>Jennifer S. Anderson | 19-40278 | 3rd continued hearing on Trustee's Motion to Dismiss Case (41)                          |
|     |    | FARMER  |          |   |
|     |    | -----   |          |   |
| 30) | 13 | Kevin L. Roberts                              | 19-40295 | Continued hearing on Trustee's Motion for Turnover of Funds (32)                        |
|     |    | FARMER  |          |   |

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***NO COURT***

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**HONORABLE J. CRAIG WHITLEY**

**THERE ARE NO HEARINGS SCHEDULED FOR  
NOVEMBER 11 - 12, 2020**

**SCHEDULE CHANGES OCCUR DAILY;  
PLEASE REFER TO ANY FILED NOTICES,  
OR ADVISE THE COURT IF THERE IS A NEED  
FOR A SPECIAL HEARING DATE.**